



RECEIVED

DEC 03 1998

South Central District

.....
Excel Industries, Inc.
.....
P.O. Box 7000
.....
Hesston, Kansas
...
67062-2097
.
316-327-4911

December 2, 1998

Mr. Gil Perez, CHMM
Waste Management Programs-Bureau of District Operations
Kansas Department of Health & Environment
South Central District Office
130 S. Market, 6th Floor
Wichita, KS 67202-3802

Re: Notice of Compliance/Non-Compliance, Second Report

Dear Mr. Perez;

Citation

Description of Violation

1. KAR 28-31-4(b)(1)(A) Need to determine waste status of (3) drums in storage (blue)

Answer: Safety-Kleen sampled this material, exhibit A, #702852 on October 28, 1998, Purchase Order #90464 (attached). As of this date I do not have an analysis from them on this material. (Sample Profile No. 2020155) *continue*

Safety-Kleen sampled this material, exhibit B, #083188 on October 28, 1998, Purchase Order #90464 (attached). As of this date I do not have an analysis from them on this material. (Sample Profile No. 2020160) *continue*

Safety-Kleen sampled this material, exhibit C, #767632 on October 28, 1998, Purchase Order #90464 (attached). As of this date I do not have an analysis from them on this material. (Sample Profile No. 2020161) *continue*

2. KAR 28-31-4(b)(1)(A) Need to determine waste status of (27) drums in storage (primer/precoat)

Answer: All of the above drums of wastes were disposed of according to proper guide lines which included requiring me to procure an updated "Industrial Solid Waste Disposal Authorization Number 98-1110" from K.D.H.E (attached). Harvey County Landfill tickets #147024 & #147026 (attached) show the amounts of material transported to their site (#147024 .73 Tons of Filter Material & 3.06 Tons of Ashes) *dfg*

3. KAR 28-31-4(c) Notification info not current-send new status to EPA (Appendix C) *dfg*

Answer: Completed.

4. KAR 28-31-4(g)(3) (7) drums in storage not marked "hazardous waste" *dfg*



R00174951
RCRA RECORDS CENTER

Answer: Completed.

4 / 5. KAR 28-31-4(g)(2)

(7) drums in storage with no "accumulation start date" *def*

Answer: Completed.

5 / 6. KAR 28-31-4(k)

no weekly inspections being conducted/logged

Answer: A formal "weekly" inspection sheet (attached) has been made. Inspections are taking place every Monday morning.

continue - form need revision

6 / 7. KAR 28-31-4/40CFR 265.16

Training Program - need to develop specific Hazardous Waste Management Training Module. Send copy of training program & conduct annual training

Answer: I am still attempting to have the Hazardous Waste Management Training Program written & implemented by February 27, 1999, however I can tell you that that will be difficult to do. I have searched The Web & asked for assistance from our Insurance Company. I have not been successful in either attempt. I will keep trying.

continue

7 / 8. KAR 28-3-4/40 CFR 265.52

Contingency Plan - need to update address of E.C., need to include evacuation routes & signals. Send revised copy of Contingency Plan when completed

continue

Answer: Our present Contingency Plan has been rewritten for today's hazardous wastes, however has not yet been completed. I will strive to have this completed by December 27, 1998. I will forward a copy of the Contingency Plan to you. I am on target with this portion of this program.

9. -----

Waste oil tank is to be restenciled to read "USED OIL"

ok

Answer: Completed.

I will be sending another update in approximately 30 days.

Should you have any further questions please feel free to contact me @ 316-327-1211.

Lee Peters

Lee Peters
Facilities Manager
Excel Industries, Inc.
200 South Ridge Road
Hesston, KS 67062



Excel Industries, Inc.

P.O. Box 7000 • 200 S. Ridge Rd.

Hesston, Kansas • 67062-2097

316-327-4911 • FAX 316-327-4654

PURCHASE ORDER

10/28/98 10:47

P.O.#

90464

PAGE 1

VENDOR #: 607

SAFETY-KLEEN CORPORATION
1311 S. ANNA
WICHITA, KS 67209 USA

REQ I.D.: LPETERS
BUYER ID: LPETERS
BUYERS DIRECT EXT#: 316-327-1211
Deliver to L. Peters

SHIP VIA: BEST WAY
FOB:
TERMS: Net 30
PHONE: 316-942-5001
FAX #:

ATTN/DELIVER TO:
Facilities

LINE QUANTITY U/M EXCEL ITEM# REV UNIT PRICE AMOUNT
DEL DATE WHS DESCRIPTION TAX
MM/DD/YY

1	1.00	EA	625 SERVICE OUT		490.00	490.00
	11/30/98	XL	Procurement of a Material			28.91
			Profile (laboratory analysis) for disposal for			
			"out of date" Beta Seal, Sample Profile #2020155,			
			Control # _____			
2	1.00	EA	625 SERVICE OUT		490.00	490.00
	11/30/98	XL	Procurement of a Material			28.91
			Profile (laboratory analysis) for disposal for			
			"out of spec" Vanishing Oil", Sample Profile			
			No. 2020160, Control # _____			
3	1.00	EA	625 SERVICE OUT		135.00	135.00
	11/30/98	XL	Procurement of a Profile thru			7.97
			a Material Safety Data Sheet for disposal for			
			"left over material" Instapak-Part B, Material			
			Profile No. 2020161, Control # _____			

TOTAL TAX: 65.79

PURCHASE ORDER TOTAL 1180.79

IMPORTANT

PURCHASE ORDER NO. and EXCEL PART NO.
MUST be on Packing Slip & Invoice.

By 
EXCEL INDUSTRIES, INC.



KANSAS

DEPARTMENT OF HEALTH & ENVIRONMENT

BILL GRAVES, GOVERNOR

Gary R. Mitchell, Secretary

August 7, 1998

Mr. Lee Peters
Excel Industries, Inc.
Box 7000
Hesston, KS 67062

RE: Industrial Solid Waste Disposal Authorization Number 98-1110

CANCELS AND REPLACES AUTHORIZATION 97-1527

AMENDED 10-30-98: 30,000 POUNDS PER YEAR OF DRY FILTER MEDIA IN DRUMS

Dear Mr. Peters:

We have considered your request for disposal of thirty thousand (30,000) pounds per year of dry filter media from Excel Industries, 200 South Ridge Road, Hesston, Kansas. (Analysis provided)

Information provided stated the processes generating this waste stream have not changed since the last Disposal Authorization. As stated in K.A.R. 28-31-4(b), it is the responsibility of the generator to determine whether or not a waste is a hazardous waste by either knowledge of process or by proper testing by a K.D.H.E. certified lab. If there are questions as to the status of this waste the department suggests the facility contact the Kansas Department of Health and Environment South Central District Office - Wichita at telephone (316) 337-6020. If Excel Industries, Inc. is confident the material for disposal is not a hazardous waste for any characteristic or listed constituent, the following applies.

Approval is given to dispose of this waste at the Harvey County landfill, operating under Kansas Permit 0119, provided the following conditions are met:

1. Approval to deliver the waste must be obtained from the landfill operator prior to transporting the waste to the landfill. The final decision on whether to accept or reject the waste rests with the landfill operator. Please contact Howard Harvey, telephone (316) 283-5439, to obtain approval. If the landfill operator refuses to accept this waste, you should contact us to determine alternate disposal options.
2. The waste must be transported separately to the landfill and be identified to the operator upon delivery.

Special Waste Disposal Authorization Number 98-1110

August 7, 1998

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3. Kansas Administrative Regulation 28-29-108(r) (12) and (13) requires solid waste disposal facilities to maintain a log of commercial or industrial wastes received such as sludges, barreled wastes, and special wastes. The log must indicate the source and quantity of waste and the disposal location thereof. The industrial waste authorization number should be used as identification when entering the shipment into the log.
4. This approval is valid for disposal of the waste described and in the amount shown above. If additional shipments are required, you must contact us to receive another disposal authorization.

5. THIS AUTHORIZATION EXPIRES SEPTEMBER 1, 1999.

6. Operating standards as defined by K.A.R. 28-29-108(k) prohibit the disposal of liquid waste. "Liquid waste" means any waste material that is determined to contain "free liquids" as defined by method 9095 paint filter liquids test, as described in "Test Methods for Evaluating Solid Wastes, Physical/Chemical Methods," EPA Pub. No. SW-846 dated November 1986. For purposes of this disposal authorization, all waste for disposal must be able to pass the "paint filter test".

If you have any questions, feel free to contact me at ⁷⁸⁵~~913~~-296-1120.

Sincerely,



Richard Bronaugh for
Joe Cronin, Chief
Solid Waste Processing & Special Waste Unit

RRB

C Howard Harvey
South Central District Office - Wichita

147024

FILTERS

01:57 PM 16480 LB SCALE STORED 24
EXCEL SPECIAL WASTE

HARVEY CO. LANDFILL

02:05 PM 11/20/98

AUTH# 98-1110

PRODUCT: 4 SPECIAL WASTE
CUST. ID: EXCEL
TRUCK ID: 24

CHG

GROSS: 16480 LB
TARE: 15020 LB SCALE
NET: 1460 LB
TICKET NO. 147024 TIRES 0
NET: 0.73 TONS \$ 19.00

Driver

Dianne Hefling

147026

ASHES

02:05 PM 15020 LB SCALE STORED 26
EXCEL SPECIAL WASTE

HARVEY CO. LANDFILL

02:17 PM 11/20/98

AUTH# 97-1528

PRODUCT: 4 02:21 PM SPECIAL WASTE
CUST. ID: EXCEL

CHG

PRODUCT: 426 SPECIAL WASTE
CUST. ID: EXCEL
TRUCK ID: 26 15020 LB
TARE: 8740 LB SCALE
NET: 15880 LB
TICKET NO. 147026 TIRES 0
NET: 3.14 TONS \$ 75.36

Driver

Dianne Hefling

**Hazardous Waste
Weekly Inspection Sheet
Per KAR 28-31-4(k)**

Date: ___/___/___

Plant #1

Waste Paint (Air Dry or Baked Enamel Paint only) - Drums Qty (____)
Sample #125671, Control #0079323-1 (Lab.), Flammable Liquid
R.Q. Waste Paint Related Material (ERG #127)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Waste Thinner (D100 or D150 or Mineral Spirits) - Drums Qty (____)
Sample #394785, Control #2610014 Lab.), Flammable Liquid
R.Q. Waste Paint Related Material (ERG #127)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Waste MPK (Jello Type & Liquid Solvent) - Drums Qty (____)
Sample #1170553, Control #2713323 (Lab.), Flammable Liquid
R.Q. Waste paint (ERG #127)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Waste Antifreeze & Water - Drums Qty (____)
Sample #125670, Control #0079307-7 (Lab.)
R.Q. Hazardous Waste Liquid (ERG #171)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Waste Gasoline - Drums Qty (____)
Sample #125656, Control #0079291-2 (Lab.), Flammable Liquid
R.Q. Waste Gasoline ERG #____)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Waste Beta Seal - Drums Qty (____)
Sample #2020155, Control #____ (Lab.), Flammable Liquid
R.Q. _____ (ERG #____)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Waste Vanishing Oil - Drums Qty (____)
Sample #2020160, Control #____ (Lab.), Flammable Liquid
R.Q. _____ (ERG #____)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Waste Insta Pak-Part B - Drums Qty (____)
Sample #2020161, Control #____ (Lab.), Flammable Liquid
R.Q. _____ (ERG #____)
Leakers ()Y()N, on 2X4 ()Y()N, Labeled ()Y()N, Sealed ()Y()N

Used Oil - Non Hazardous - Bulk (1/4) (1/2) (3/4) (Full)
Sample #66661 () () () () () () () ()
Leaks ()Y()N, Labeled ()Y()N, Locked ()Y()N

Used Coolant - Non Hazardous - Bulk (1/4) (1/2) (3/4) (Full)
Sample #66663 () () () () () () () ()
Leaks ()Y()N, Labeled ()Y()N, Locked ()Y()N

Waste Ashes - Non Hazardous - Drums Qty (____)
Sample #____
Labeled ()Y()N

Waste Urethane Paint Filter Media - Non Hazardous - Drums Qty (____)
Sample #____
Labeled ()Y()N

Fluorescent Lamps

Full 4' Boxes (____) 39/Box

Full 8' Boxes (____) 39/Box

Used Tires

Small (____) Large (____)

Used Batteries

Car Batteries (____) Size (____ X ____ X ____)

Fork Lift Batteries (____) Size (____ X ____ X ____)

Signature _____